

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**RESPONSE**

Application No.: 10/759,143  
Title: Flame Simulating Assembly  
Inventors: Kristoffer Hess and Kelly Stinson  
Filed: January 20, 2004  
Examiner: Gary Chapman Hoge  
Group Art Unit: 3611  
Our File No.: K8000183US1  
Customer No.: 34236

Commissioner of Patents  
U.S. Patent and Trademark Office  
Randolph Building  
401 Dulany Street  
Mail Stop Amendment  
ALEXANDRIA, VA 22314  
U.S.A.

Dear Commissioner:

In response to the Office Action mailed on February 28, 2006, to which a reply is due on or before May 28, 2006, please amend the above-identified application as follows.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 14 of this paper.